

1900-040  
Lee Co.

Chancery Causes: Calvin Pardee vs. John W. Morris &c

Barker, Wallace, Hodge, Slump

CA - Contract Dispute

T - Property



CIRCUIT COURT OF LEE COUNTY, VIRGINIA.

Calvin Pardee, Complainant,

v.

BILL

John W. Morris et al., Defendants.

To the Honorable H. A. W. Skeen,

Judge of the Circuit Court of Lee County, Virginia.

Your orator, Calvin Pardee, states unto the Court as follows, to-wit:

That, by patent dated the 1st day of April, 1850, the Commonwealth of Virginia granted unto one James M. Clarkston and Richard Morris a certain tract of land containing one hundred and seventy-nine (179) acres, more or less, lying in the Crab Orchard, in Lee County, Virginia, on the waters of the North Fork of Powells River, a certified copy of which patent is filed herewith as part hereof, marked "Exhibit A"; that thereafter the said James M. Clarkston and Richard Morris made a verbal partition of the said tract of land, by which it was agreed between them that the said James M. Clarkston should have one hundred (100) acres off of the Western end of said patent, and the said Richard Morris seventy-nine (79) acres off of the Eastern end of the said patent, the division line between them being as follows, to-wit, beginning at two white oaks and two small chestnut oaks on the top of a ridge, one of the corners of the said patent, and running thence S. 28° 30' W. 86 poles to a chestnut standing in the Southern line of the said patent; that the said James M. Clarkston took possession of the said part of the said patent so assigned to him, and the said Richard Morris likewise took possession of the said part of the said patent assigned to him, and that they, the said Clarkston and the said Morris, and their grantees have



continuously held possession of the said respective parts of the said patent ever since; that, by divers mesne conveyances, your orator has now become the owner of the said part of the said patent assigned as aforesaid to the said James M. Clarkston, and claims the same under the said James M. Clarkston; that no deed of partition was ever executed by the said Richard Morris to the said James M. Clarkston, and that the record title of your orator to the said part of the said patent is in this respect defective; that the said Richard Morris died intestate some years since, leaving the

following heirs at law, to-wit: Elias Morris, now deceased leaving  
one heir at law, Court: Elias Morris, Anthony Morris, Wiley Morris, all three of Breathitt  
County, Kentucky; Nancy M. Morris, Jackson County, Kentucky; James M. Morris, Kentucky  
Court: Thomas Morris, now deceased leaving one heir  
at law, Court: John Morris, of Meigs County, Kentucky; Elizabeth Barker  
widow, of Washington County, Virginia; John M. Morris, Wise County, Virginia; Susan  
Wallace wife of O. S. Wallace, Wise County, Virginia, now in West Virginia, who is one of  
 Wherefore your orator prays that, Elias Morris, Anthony Morris,  
Nancy Morris, Nancy M. Morris, James M. Morris, John Morris,  
Elizabeth Barker, John M. Morris, Susan Wallace,

Lydia Hodge, R. P. Morris, and Henry Morris, and R. B. Mallan.

BE MADE PARTIES DEFENDANT TO THIS BILL; AND REQUIRED TO

ANSWER the same, , but answer under oath is hereby waived;  
that a guardian ad litem be appointed for the said Elizabeth Bonker,  
that an order of publication be made against the said non-  
resident defendants; and that, upon a final hearing, a com-  
missioner be appointed with directions to convey unto your  
orator all the right, title and interest of the said defend-  
ants in and to the said part of the said patent owned, as  
aforesaid, by your orator, and for costs, and for such other  
further and general relief as the nature of the case may  
require, and to equity may seem meet.

B. H. Sewell, and

Bullitt & Kelly

p. q.



CIRCUIT COURT OF LEE COUNTY, VIRGINIA.

Calvin Pardee, Complainant,

v.

AFFIDAVIT

John W. Morris et al., Defendants.

Affiant Campbell Slemp states on oath that Elias Morris, Wiley Morris, Nancy W. Morris, James M. Morris, John Morris, Anthony Morris, and Susan Wallace

who are defendants in a certain suit about to be instituted in the Circuit Court of Lee County by Calvin Pardee against John W. Morris and others, are non-residents of Virginia.

C. Slemp

State of Virginia )  
County of ) to-wit:

I, James B. Shalley, a notary public in and for the State and County aforesaid, do hereby certify that Campbell Slemp, whose name is signed to the foregoing affidavit, this day personally appeared before me in my County aforesaid, and made oath that the statements in the foregoing affidavit are true.

Given under my hand this 30th day of July 1900  
1900

James B. Shalley

Fee, 25¢



Calvin Pardee

Affidavit for order Pub

John W Morris et als

Filed August 4th 1900

A B Munsey Clerk



Plffs Costs  
 Clerk 6.79  
 Tax 1.50  
 Shff 2.50  
 atty 18.00  
 Printer 9.80  
 L.A.L. 5.00  
\$40.59

Calvin Pardee,

vs { Orig - Bill.

John W. Morris et al.

Bullitt & Kelly, E. B. H. Sewell,

1900. 1st Sept rules Bill

filed Spa executed on home  
defts except as to Henry Morris

Lydia Hodge & Elizabeth Barker  
& alias Spa as to them & O.P. for  
non residents, & alias Spa

" 2nd Sept rules alias Spa  
executed on Henry Morris  
& Lydia Hodge. D. N. as to them  
D. N. confd as to other defts &  
O.P. Complete.

" 1st Oct rules D. N. Confd as  
to Henry Morris & Lydia Hodge  
& Cause set for hearing



MEMORANDUM FOR CLERK.

Circuit Court of Lee County,

1st September Rules.

Calvin Pardee, Complainant,

v.

John W. Morris et al., Defendants. *Elias Morris, Anthony Morris, Wiley Morris, Nancy M. Morris, James M. Morris, John Morris, Elizabeth Porter, Susan Wallace, P. B. Wallace, R. D. Morris, and Henry Morris. Plaintiffs.*

Suit in Chancery. Issue summons against home defendants, returnable 1st Rules in September, 1900. Make

order of publication against non-resident defendants, name-

ly, *Elias Morris, Wiley Morris, Nancy M. Morris, James M. Morris, John Morris, Anthony Morris, and Susan Wallace.*

publish the same in the South-west Virginian, and post the same on the front door of the Court-house.

In the order of publication, state the object of the suit to be as follows, to-wit: "The object of this suit is to require the defendants, who are heirs of Richard Morris, deceased, to convey unto the said Calvin Pardee all thier right, title and interest in and to the following described part of a certain patent, containing 179 acres, more or less, lying in the Crab Orchard, in Lee County, Virginia, granted by the Commonwealth of Virginia unto Richard Morris and James M. Clarkston, dated the 1st day of April, 1850, to-wit, all that part lying West of the following line, to-wit, beginning at two white oaks and two small chestnut oaks on top of a ridge, one of the corners of the said patent, and running thence S. 28° 30' W. 86 poles to a chestnut standing in the Southern line of the said patent".



Circuit Court of Lee County  
Virginia.

Calvin Pardee

Versus

John W. Morris et al.

The answer of Elizabeth Barker  
by D. C. Sewell her Guardian  
ad litem in the above named  
Cause.

Respondent says that she  
is insane and incapable of  
understanding the merits of  
the above controversy and  
therefore she commends herself  
and her rights herein to the  
protection of the court, and  
prays that no decree be  
entered therein to her prej-  
udice, and further prays that  
she be hence dismissed with  
her costs.

D. C. Sewell  
Guardian ad litem.



Calvin Pardee

vs. } Answer of  
      } G. A. L.

John W. Morris et al

Filed in open court  
by leave thereof this  
Nov 8. 1900.

A. B. Mursey  
Clerk.



CIRCUIT COURT OF LEE COUNTY, VIRGINIA.

Calvin Pardee, Complainant,

v.

DECREE

John W. Morris et al., Defendants.

This cause came on this day to be heard upon the *and the answer of Elizabeth Bostler by her guardian ad litem, B. H. Sewell, who is this day appointed by the Court to represent her in this case* bill and exhibits filed therewith, and was argued by counsel, *and General Application to Said answer*

and it appearing to the Court that the home defendants, viz.,

*John W. Morris, Elias Morris, Anthony Morris, Wiley Morris, P. G. Wallace, Lydia Hodge, R. P. Morris, and Henry Morris,*

have been duly summoned herein, and that an order of publi-

lication has been made, published, and posted as required

by law against the non-resident defendants, namely, *Elias*

*Morris, Wiley Morris, Nancy W. Morris, James M. Morris, John Morris, Anthony Morris and Susan Wallace?*

and that none of said defendants have appeared, answered or

pleaded herein, the bill is taken for confessed as to each

*except the said Elizabeth Bostler* and all of said defendants; and it is further adjudged, ord-

ered and decreed by the Court that B. H. Sewell, who is here-

by appointed a Special Commissioner for the purpose, shall

execute and deliver to the said Calvin Pardee a deed, convey-

ing unto him all the right, title and interest of each and

all of the said defendants in and to the land in the bill

mentioned claimed to be owned by the said Pardee;

And thereupon came B. H. Sewell, Special Commission-

er, and filed his report herein, showing that he has exe-

cuted the deed to the said Pardee as above directed, and

filed the said deed with his report for the inspection of

the Court, and, the Court having inspected the same, it is

adjudged, ordered and decreed that the said report, togeth-

er with the said deed, be and they are hereby approved and

confirmed, and leave is given to the said Pardee to with-



-2-

draw the said deed from the papers in this cause; and nothing further appearing to be done herein, this cause is stricken from the docket. *at plaintiffs costs.*



Calvin Pordee  
vs  $\Sigma$  Deere,  
John W. Morris et al.

Entered this  
Nov. 8<sup>th</sup> 1900  
H. C. W. Skene  
Entered on Chy O.B.  
No. 6. P. 437.



CIRCUIT COURT OF LEE COUNTY, VIRGINIA.

Calvin Pardee, Complainant,

v: Report of B. H. Sewell, Special Commissioner  
John W. Morris et al., Defendants.

Your Commissioner, B. H. Sewell, this day appointed in the above cause with directions to execute unto Calvin Pardee a deed, conveying unto him all of the right, title and interest of the defendants in this cause to the land in the bill mentioned claimed by the said Calvin Pardee, would respectfully report unto the Court that he has executed the said deed, and herewith files the same for the inspection of the Court.

Respectfully submitted

*B. H. Sewell,*

Special Commissioner.



Calvin Pardee  
vs {Coun's Report  
of record  
John W. Morris

Filed in open  
Court, this nov, 8<sup>th</sup>  
1900.

A B Murrey  
Clerk,



In the Clerk's Office of the Circuit-Court of the County of  
Lee on the 6th day of August 19 08.

Calvin Pardee Plaintiff  
against, John N. Morris, Elias Morris, Anthony Morris  
Wiley Morris, Nancy N. Morris, James M. Morris  
Elizabeth Barker, Susan Wallace, P. G. Wallace Lydia  
Hodge, R. P. Morris and Henry Morris  
Defendants

In Chancery

" The object of this suit is to require the defendants who are heirs of  
Richard Morris deceased to convey unto the said Calvin  
Pardee all their right-title and interest in and to the  
following described part of a certain Patent containing  
179 acres, more or less, lying in the Crab Orchard, in  
Lee County Virginia granted by the Commonwealth  
of Virginia, unto Richard Morris and James  
M. Clarkston dated the 1st day of April 1850 to wit:  
All that part lying west of the following line to  
wit: Beginning at two White Oaks and two small  
Chestnut Oaks on top of a ridge, one of the corners  
of the said patent and running thence S 28° 30'  
W 86 poles to a Chestnut standing in the  
Southern line of the said patent."

And an affidavit having been made and filed that the defendants Elias Morris, Wiley Morris  
Nancy N. Morris, James M. Morris, John Morris, Anthony Morris and  
are not residents of the State of Virginia, it is ordered that they do appear here within fifteen days  
after due publication hereof, and do what may be necessary to protect their interest in this suit. And  
it is further ordered that a copy hereof be published once a week for four weeks in the South-west  
Virginian, and that a copy be posted at the front door of the court-house of this County  
on the first day of the next term of the County Court.

Bullitt & Kelly A copy—Teste:  
B. H. Sewell p. q.

A. B. Munsey Clerk.

Susan Wallace



Calvin Pardee

vs. {

ORDER OF  
PUBLICATION.

John H. Morris et al

Virginia Lee County Ex-uit;  
J. H. B. Munsey Clerk of the  
Circuit Court for Lee County  
do hereby certify that I  
posted a copy of the within  
at the front door of the  
Court house on the first  
day day of the August  
term 1900. of the County  
Court of Lee County.  
Given under my hand  
this August 20th 1900  
J. H. B. Munsey Clerk



The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon *John H. Morris, Elias Morris, Anthony Morris, Wiley Morris, Nancy H. Morris, James M. Morris, John Morris, Elizabeth Barker, Susan Wallace, P. G. Wallace, Lydia Hodge, R. P. Morris, and Henry Morris* to appear at the Clerk's office of the Circuit Court of the County of Lee, at the rules to be held for the said court, on the *1<sup>st</sup>* Monday in *September 1890*, to answer a bill in chancery exhibited against *them* in our said court by *Calvin Pardee*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-house, the *6<sup>th</sup>* day of *August 1890* and in the 12<sup>5<sup>th</sup></sup> year of the Commonwealth.

*A. B. Munsey Clerk*



Serve copy on  
Lydia Fodge  
R.P. Morris and  
Henry Morris

Robt. Shiff of Sec

Form No. 300 1/2

Calvin Pardee

vs. {

SUBPOENA

IN CHANCERY

J. W. Morris et als

Bullitt & Kelly  
vs. B. H. Sewell p. q.

To 1st September Rules.  
Circuit Court.

Executed by  
Serving a copy of  
The within subpoena  
on R.P. Morris  
This Oct 15<sup>th</sup> 1900  
A D Robbins dep.  
For W. J. Melham L. D.



The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

<sup>again</sup>  
WE COMMAND YOU, That you summon *John W Morris, Elias Morris*  
*Anthony Morris, Wiley Morris, Nancy W Morris, James M*  
*Morris, John Morris, Elizabeth Barker, Susan Wallace*  
*P. H. Wallace, Lydia Hodge, R. P. Morris, and Henry Morris*  
to appear at the Clerk's office of the Circuit Court of the County of Lee, at the rules to be held  
for the said court, on the 3<sup>rd</sup> Monday in September 1890, to answer a  
bill in chancery exhibited against them in our said court by Calvin  
Pardee

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the  
court-house, the 3<sup>rd</sup> day of September 1890, and in the 12<sup>5<sup>th</sup></sup> year of the

Commonwealth.

*A Copy*

*A B Munsey Clerk*

*Teste; A B Munsey Clerk*



*vs.*

{

**SUBPOENA  
IN CHANCERY**

*p. q.*

*To* ..... *Rules.*

..... *Court.*



The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

<sup>again</sup>  
WE COMMAND YOU, That you summon *John W Morris, Elias Morris, Anthony Morris, Wiley Morris, Nancy W Morris, James M Morris, John Morris Elizabeth Barker, Susan Wallace P. S. Wallace Lydia Hodge, R. P. Morris and Henry Morris,*

to appear at the Clerk's office of the Circuit Court of the County of Lee, at the rules to be held for the said court, on the *3rd* Monday in *September 1800*, to answer a bill in chancery exhibited against *them* in our said court by *Calvin Pardee*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-house, the *3rd* day of *September 1800*, and in the 12<sup>*th*</sup> year of the Commonwealth.

*A B Munsey Clerk*



serve copies on  
H. P. Morris  
Lydia Hodge &  
Henry Morris.

I consider that they have  
above the right to

Form No. 800 $\frac{1}{2}$ .

Calvin Pader

vs. {

SUBPOENA

IN CHANCERY

John H. Morris et al.

Bullitt & Stelly  
& B. H. Sewell p. q.

To 2<sup>nd</sup> September Rules.  
Circuit Court.

Executed Sept 13<sup>th</sup> 1900  
by delinquent office copy  
of the writ for Spain Key  
to Henry Morris & Lydia  
Hodge  
R. G. Lacey Sept  
for W. L. Muleham & L. C.



The Commonwealth of Virginia,

Washington

To the Sheriff of the County of ~~Lee~~ Greeting:

<sup>again</sup>  
WE COMMAND YOU THAT YOU SUMMON John W. Morris, Elias Morris, Anthony  
Morris, Wiley Morris, Nancy W. Morris, James M. Morris  
John Morris, Elizabeth Barker, Susan Wallace, P. S. Wallace  
Sydia Hodge, R. P. Morris, and Henry Morris

to appear at the Clerk's office of the Circuit Court of the County of Lee at the court-house thereof, at the Rules to be holden for said Court, on the 3rd Monday in October 1900, ~~189~~, to answer a bill in chancery, exhibited against them in our Court by

Calvin Pardee

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-house, the 9th day of October 1900 ~~189~~, and in the 12<sup>th</sup> year of the Commonwealth.

A. B. Munsey

Clerk.

A copy—Teste:

A. B. Munsey

Clerk.



For Elizabeth Bentley,

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VS. { SUBPOENA  
IN CHANCERY.

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p.q.

To ..... Rules,  
CIRCUIT COURT.

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The Commonwealth of Virginia,

*Washington*

To the Sheriff of the County of ~~Lee~~ Greeting:

<sup>again</sup>  
WE COMMAND YOU THAT YOU SUMMON

*John W. Morris, Elias Morris, Anthony Morris, Wiley Morris, Nancy W. Morris, James M. Morris, John Morris, Elizabeth Barker, Susan Wallace, P. H. Wallace, Lydia Wodge, R. C. Morris, and Henry Morris*

to appear at the Clerk's office of the Circuit Court of the County of Lee at the court-house thereof, at the Rules to be holden for said Court, on the 3rd Monday in October 1900, ~~1899~~, to answer a bill in chancery, exhibited against them in our Court by

Calvin Pardee.

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-house, the 9th day of October 1900, ~~1899~~, and in the 12<sup>th</sup> year of the Commonwealth.

A. B. Munsey Clerk.

A copy—Teste: \_\_\_\_\_ Clerk.



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Calvin Pardee

VS. { SUBPOENA  
IN CHANCERY.

John W Morris et al  
Bullitt & Kelly v  
B. H. Sewell p. q.

To 2nd Oct Rules.

CIRCUIT COURT.

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Not found  
Oct 15<sup>th</sup> 1900  
J. W. Mortensen



The Commonwealth of Virginia,

*Washington*

To the Sheriff of the County of ~~Lee~~, Greeting:

WE COMMAND YOU, That you summon *John N. Morris, Elias Morris Anchor*  
*Morris, Wiley Morris, Nancy N. Morris, James M. Morris, John*  
*Morris, Elizabeth Barker Susan Wallace, P. G. Wallace*  
*Lydia Hodge R. P. Morris and Henry Morris*

to appear at the Clerk's office of the Circuit Court of the County of Lee, at the rules to be held

for the said court, on the 1<sup>st</sup> Monday in September 1900, to answer a

bill in chancery exhibited against them in our said court by Calvin  
Pardee

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the  
court-house, the 6<sup>th</sup> day of August 1900, and in the 12<sup>th</sup> year of the

Commonwealth.

*A Copy*

*A. B. Munsey Clerk*

*Teste: A. B. Munsey Clerk*



*vs.*

{

SUBPOENA  
IN CHANCERY

*p. q.*

*To* ..... *Rules.*

..... *Court.*

*For Elizabeth Barker*



The Commonwealth of Virginia,

*Washington*  
To the Sheriff of the County of ~~Lee~~, Greeting:

WE COMMAND YOU, That you summon *John N. Morris, Elias Morris*  
*Anthony Morris Wiley Morris Nancy N. Morris James*  
*M. Morris John Morris Elizabeth Barker Susan Wallace*  
*P. G. Wallace Lydia Hodge, R. P. Morris and Henry Morris*  
to appear at the Clerk's office of the Circuit Court of the County of Lee, at the rules to be held  
for the said court, on the 1<sup>st</sup> Monday in September 1890, to answer a  
bill in chancery exhibited against them in our said court by Calvin  
Pardee

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the  
court-house, the 6<sup>th</sup> day of August 1890, and in the 12 year of the  
Commonwealth.

*A. B. Munsey Clerk*



Serve copy on  
Elizabeth Barker

I am informed that Elizabeth Barker  
was sent to the Lunatic Asylum  
at Madison a year or more ago.  
JWH

Shff of Washington

Form No. 300 $\frac{1}{2}$ .

Calvin Pardee

vs. {

SUBPOENA

IN CHANCERY

John W. Morris et al

Bullitt & Kelly  
Attorneys at Law p. q.

To 1st September Rules.

Circuit Court.

Not found in my  
Railviety

Aug 23 1880

JW Horton

*[Signature]*



The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon *John N. Morris, Elias Morris, Anthony Morris, Wiley Morris, Nancy N. Morris, James M. Morris, John Morris, Elizabeth Barker, Susan Wallace, P. G. Wallace, Lydia Hodge, R. P. Morris and Henry Morris* to appear at the Clerk's office of the Circuit Court of the County of Lee, at the rules to be held for the said court; on the 1<sup>st</sup> Monday in September 1900, to answer a bill in chancery exhibited against them in our said court by Calvin Pardee.

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-house, the 6<sup>th</sup> day of August 1900, and in the 12 year of the Commonwealth.

*A. B. Munsey Clerk*

*A Copy*

*Liste: A. B. Munsey Clerk*



# The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, That you summon *John N. Morris, Elias Morris*  
*Anthony Morris, Wiley Morris, Nancy N. Morris James M.*  
*Morris John Morris Elizabeth-Baker, Susan Wallace P. G.*  
*Wallace, Lydia Hodge, R. P. Morris and Henry Morris*  
to appear at the Clerk's office of the Circuit Court of the County of Lee, at the rules to be held  
for the said court, on the *1st* Monday in *September 1900*, to answer a  
bill in chancery exhibited against *them* in our said court by *Calvin*  
*Pardee*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the  
court-house, the *6th* day of *August* *1900*, and in the *120th* year of the  
Commonwealth.

*A. B. Munsey* *clerk*

*A Copy*

*Teste: A. B. Munsey Clerk*



Calvin Pardee

vs. {

SUBPOENA

IN CHANCERY

~~J. W. Morris~~  
 J. W. Morris et al  
 Bullitt & Kelly &  
 B. W. Sewell. p. q.

To 1<sup>st</sup> September Rules.

1900. Circuit Court.

Not Executed for  
 the want of time  
 Not knowing where  
 the parties live  
 This Sept 1-1900  
 C. C. Ely Jr.  
 for Wm. J. Milchem  
 S. L. C.



The Commonwealth of Virginia,

*Wise*  
To the Sheriff of the County of ~~Lee~~, Greeting:

WE COMMAND YOU, That you summon *John H. Morris Elias Morris Anthony*  
*Morris Wiley Morris, Nancy H. Morris James M. Morris*  
*John Morris, Elizabeth Barker Susan Wallace, P. G. Waller*  
*Lydia Hodge R. P. Morris and Henry Morris*  
to appear at the Clerk's office of the Circuit Court of the County of Lee, at the rules to be held  
for the said court, on the *1<sup>st</sup>* Monday in *September* 19*00*, to answer a  
bill in chancery exhibited against *them* in our said court by *Calvin*  
*Pardee*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the  
court-house, the *6<sup>th</sup>* day of *August* 19*00*, and in the 12*5<sup>th</sup>* year of the  
Commonwealth.

*A. B. Munsey Clerk*



Sever copy on  
John H Morris &  
P. S. Wallace

Shiff of Wise

Form No. 300 1/2.

Calvin Pardee

vs.

SUBPOENA  
IN CHANCERY

J. W. Morris et als

Bullitt & Kelly +  
B H Sewell p. q.

To 1st Sept Rules.

Circuit Court.

Examine the within subpoena on John H. Morris and P. S. Wallace by delivering the back of them in person at the office copy thereof in handwriting to the on the 13<sup>th</sup> day of August, 1900 J. S. Danta D. S. for W. Keller and



**CERTIFICATE OF  
ORDER OF PUBLICATION.**

I, A. M. Goins, Editor of the **SOUTH-  
WEST VIRGINIAN**, a weekly newspa-  
per published at Jonesville, Lee County,  
Va., do hereby certify that the annex-  
ed notice was published in said paper  
once a week for four successive weeks,  
commencing on the 9th day of

August, 1900.

A. M. Goins, EDITOR.

FEE, \$ 9.80

**ORDER OF PUBLICATION.**

**VIRGINIA**—In the Clerk's Office of the  
Circuit Court of the County of Lee on  
the 6th day of August, 1900.

**CALVIN PARDEE**, Plaintiff,  
against

John W. Morris, James M. Morris,  
John Morris, Wiley Morris, Nancy  
W. Morris, Elias Morris, Anthony  
Morris, Elizabeth Barker, Susan  
Wallace, P. G. Wallace, Lydia  
Hodge, R. P. Morris, and Henry  
Morris, Defendants.

**IN CHANCERY.**

"The object of this suit is to require the  
defendants who are heirs of Richard Mor-  
ris deceased to convey unto the said Cal-  
vin Pardee all their right, title and inter-  
est in and to the following described part  
of a certain Patent containing 179 acres,  
more or less, lying in the Crab Orchard, in  
Lee County, Virginia, granted by the  
Commonwealth of Virginia, unto Richard  
Morris and James M. Clarkston dated the  
1st day of April, 1850 to wit: all that part  
lying west of the following line to-wit:  
Beginning at two White Oaks and two  
small Chestnut Oaks on top of a ridge, one  
of the corners of the said patent and run-  
ning thence S. 28° 30' W 86 poles to a  
chestnut standing in the Southern line of  
the said patent."

And an affidavit having been made and  
filed that the defendants Elias Morris,  
Wiley Morris, Nancy W. Morris, James  
M. Morris, John Morris, Anthony Morris  
and Susan Wallace are not residents of the  
State of Virginia, it

is ordered that they do appear here within  
fifteen days after due publication hereof,  
and do what may be necessary to protect  
their interest in this suit. And it is further  
ordered that a copy hereof, be published  
once a week for four weeks in the South-  
west Virginian, and that a copy be posted  
at the front door of the court-house of this  
County on the first day of the next term of  
the County Court. A copy—Teste:

A. B. MUNSEY, Clerk.  
Ballitt & Kelly and B. H. Sewell, p. q.

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